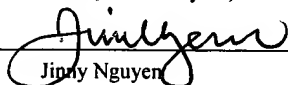




PATENT
Docket No. 243132000105
Client Ref. CIT-1781

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on January 23, 1998.


Jinny Nguyen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

L.M. Smith et al.

Serial No.: 08/484,340

Filing Date: June 7, 1995

For: AUTOMATED DNA SEQUENCING
TECHNIQUE

Examiner: P. Tran

Group Art Unit: 1807

RECEIVED

FEB 2 1998

GROUP 1800

REQUEST FOR REMOVING THE FINALITY OF AN OFFICE ACTION
PURSUANT TO 37 C.F.R. § 1.129(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.129(a), applicant(s) request that the finality of the Office
Action dated July 23, 1997 be removed.

- ☒ The earliest effective U.S. filing date for this application is prior to June 8, 1993.
- ☒ This request is made prior to the filing of an appeal brief and prior to abandonment of the application.
- ☒ This is applicant(s) first request for removing the finality of an Office Action.
- ☐ This is applicant(s) second request for removing the finality of an office action (the first request was filed on).

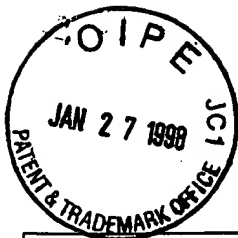
- ☒ A response to the Office Action is being concurrently filed on January 23, 1998.
- ☐ Do NOT enter the amendment previously filed on .
- ☐ A small entity statement was previously filed in this application [or is filed herewith.]
- ☒ A check in the amount of \$790.00 is attached.
- ☐ Charge \$ to **Deposit Account No. 03-1952.**

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this request, or to credit any overpayment, to **Deposit Account No. 03-1952.**

Dated: January 23, 1998

By: Sean Brennan
Sean M. Brennan, Ph.D.
Registration No. 39,917

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5741
Facsimile: (650) 494-0792



AF/GAU 1807 \$

PATENT
Docket No. 243132000105
Client Ref. CIT-1781

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Jinny Nguyen
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#20
HJC
2/2/98

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L.M. Smith et al.

Serial No.: 08/484,340

Filing Date: June 7, 1995

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Examiner: P. Tran

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AMENDMENT TRANSMITTAL

Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an Amendment in response to the Final Office Action dated July 23, 1997 in the above-referenced patent application:

- ☐ A verified Statement of Small Entity Status [is enclosed/was previously submitted].
- ☒ A petition for Extension of Time is requested. (3 months(s)).
- ☒ No additional fee is required.

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01 FC:117
02 FC:146

Other fees: Request for Removing the Finality of an Office Action
Return Receipt Postcard

The fee (if any) has been calculated as follows:

FOR	CLAIMS ON FILE AFTER THIS AMENDMENT MINUS HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	41 - 53	00	x \$22.00	\$00
INDEPENDENT CLAIMS	3 - 5	00	x \$82.00	\$00
MULTIPLE DEPENDENT CLAIM(S) (if not previously paid for and presented for the first time) *			+ \$270.00	N/A
TOTAL OF ABOVE CALCULATIONS =				\$00
SUB TOTAL =				\$00
Petition for Removal of Finality				\$790
Petition for Extension of Time				\$950
TOTAL =				\$1740

- ☒ A check in the amount of \$1740.00 is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this transmittal and associated documents, or to credit any overpayment to Deposit Account No. 03-1952 referencing docket no. 243132000105.

Respectfully submitted,

Dated: January 23, 1998

By: Sean Brennan
 Sean M. Brennan, Ph.D.
 Registration No. 39,917

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 Palo Alto, California 94304-1018
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